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SAN FRANCISCO BAYKEEPER

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

SAN FRANCISCO BAYKEEPER, a  
public benefit non-profit corporation,

Plaintiff,

vs.

GLOBAL PLATING, INC., a California  
corporation,

Defendant.

Case No. 3:21-cv-05412-SK

**JOINT NOTICE THAT 45-DAY FEDERAL  
AGENCY REVIEW PERIOD ENDS  
MARCH 21, 2022;**

**REQUEST TO TAKE MARCH 7, 2022 CMC  
OFF CALENDAR; AND**

**[PROPOSED] ORDER**

40 C.F.R. § 135.5(b)(2)

On February 2, 2022, Plaintiff San Francisco Baykeeper (“Baykeeper”) filed a *Notice of Settlement; Notice of 45-Day Federal Agency Review Period* (“Notice of Settlement”). Dkt. No. 37. In the Notice of Settlement, Baykeeper informed this Court that: (a) it had sent the [Proposed] Consent Decree to the U.S. Department of Justice and the U.S. Environmental Protection Agency (“Federal

Agencies”); and (b) pursuant to 40 C.F.R. § 135.5 and 33 U.S.C. § 1365(c), this Court may not enter the [Proposed] Consent Decree until the Federal Agencies had concluded a 45-day review period of the proposed settlement.

On February 3, 2022, the U.S. Department of Justice informed Baykeeper and counsel for Defendant Global Plating, Inc. via email that the Federal Agencies received the [Proposed] Consent Decree on February 2, 2022. The Federal Agencies have calculated that the 45-day review period ends on March 21, 2022.

In light of the settlement and the 45-day review period, the Parties respectfully request that the Court vacate from its calendar the March 7, 2022 Case Management Conference and associated deadlines, stay discovery, and issue an order that Plaintiff has until March 25, 2022 to file a request to enter the [Proposed] Consent Decree.

WHEREFORE, the Parties respectfully request the Court approve and enter the [Proposed] Order below.

DATED: February 4, 2022

SYCAMORE LAW, INC.

by: /s/ Jesse C. Swanhuysen  
Jesse C. Swanhuysen  
Attorney for Plaintiff

DATED: February 4, 2022

THE ARNOLD LAW PRACTICE

by: /s/ James R. Arnold  
James R. Arnold  
Attorneys for Defendant

I attest that concurrence in the filing of this document has been obtained from James R. Arnold, counsel for Defendant.

DATED: February 4, 2022

SYCAMORE LAW, INC.

by: /s/ Jesse C. Swanhuysen  
Jesse C. Swanhuysen  
Attorney for Plaintiff